

Message Text

CONFIDENTIAL

PAGE 01 WARSAW 03052 310741Z

17

ACTION DLOS-07

INFO OCT-01 ARA-16 EUR-25 ISO-00 IO-14 COA-02 CG-00

CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00 NSC-07

PA-04 RSC-01 PRS-01 SP-03 SS-20 USIA-15 CEQ-02

COME-00 EB-11 EPA-04 NSF-04 SCI-06 FEA-02 ACDA-19

AGR-20 DOTE-00 FMC-04 INT-08 JUSE-00 OMB-01 TRSE-00

OIC-04 DRC-01 /225 W

----- 098485

R 310606Z AY 74

FM AMEMBASSY WARSAW

TO SECSTATE WASHDC 9266

INFO AMEMBASSY CARACAS

AMEMBASSY COPENHAGEN

/AMEMBASSY LIMA 0014

AMCONSUL HALIFAX

AMEMBASSY MOSCOW

C O N F I D E N T I A L WARSAW 3052

EO 11652: N/A

TAGS: EFIS, PBOR, PL

SUBJECT: LOS: NEW POLISH POSITION ON FISHERIES

REF: (A) WARSAW A-144; (NOTAL); (B) STATE A-3753

COPENHAGEN FOR FISHERIES ATTACHE

1. SUMMARY. POLISH OFFICIAL HAS INFORMED EMBASSY OF SIGNIFICANT SHIFT IN POLISH POSITION ON FISHERIES QUESTION. POLAND WILL NOT OPPOSE ZONAL CLAIMS TO FISHING RIGHTS IF TERRITORIAL SEA IS LIMITED TO 12 MILES AND THE RIGHTS OF OTHER COUNTRIES TO FISH WITHIN LARGER ZONE ARE RECOGNIZED AND PROTECTED. END SUMMARY.

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 WARSAW 03052 310741Z

2. EMBOFFS CALLED MAY 28 ON JERZY VONAU, DIRECTOR OF NEWLY CREATED DEPARTMENT FOR MARITIME ADMINISTRATION IN POLISH MINISTRY OF FOREIGN TRADE AND MARITIME ECONOMY, WHO WILL BE DELEGATE TO CARACAS LOS CONFERENCE.

3. VONAU SAID APRIL 23 "TRYBUNA LUDU" ARTICLE BY VICE MINISTER OF FOREIGN TRADE AND MARITIME ECONOMY PIETRASZEK (REF A) HAD BEEN INTENDED TO SIGNAL A SIGNIFICANT CHANGE OF POLISH POSITION ON FISHERIES QUESTION IN DIRECTION OF GREATER FLEXIBILITY. IN PARTICULAR, POLES WILL NO LONGER CHALLENGE ZONAL CLAIMS TO FISHING RIGHTS, EVEN THOSE EXTENDING 200 MILES OR MORE, IF CERTAIN CONDITIONS ARE MET.

4. FIRST, ZONE BEYOND TWELVE MILES MUST NOT BE PART OF THE TERRITORIAL SEA. SECOND, THERE MUST BE ADEQUATE SAFEGUARDS TO INSURE THAT OTHER STATES MAY TAKE ALL OF THE ALLOWABLE CATCH WITHIN THE EXTENDED ZONE BEYOND THAT WHICH CAN BE TAKEN BY THE COASTAL STATE. THIRD, LICENSING FEE CHARGED BY COASTAL STATES FOR RIGHTS TO FISH WITHIN EXTENDED ZONE MUST NOT EXCEED FIVE PERCENT OF VALUE OF ACTUAL TAKE. FOURTH, THERE MUST BE SOME GUARANTEE OF MINIMUM RETURN ON INVESTMENT IN JOINT FISHING ENTERPRISES ESTABLISHED WITH COASTAL STATES. MINIMUM RETURN SHOULD BE AT LEAST TWO PERCENT. FINALLY, SAFETY AND WELFARE OF FOREIGN NATIONALS EMPLOYED AS CREW AND IN ON-SHORE SUPPORT ACTIVITIES OF JOINT ENTERPRISES MUST ALSO BE GUARANTEED.

5. VONAU COMMENTED THAT LAST CONDITION WAS INCLUDED FOR BARGAINING PURPOSES, AND THAT PERCENTAGES MENTIONED IN CONDITION THREE AND FOUR ARE NEGOTIABLE. HE ALSO SAID THAT NEW POLISH POSITION HAS NOT YET BEEN REVEALED TO LDC'S. POINTING TO JOINT FISHING ENTERPRISES WHICH POLAND ESTABLISHED IN 1973 WITH PERU AND VERY RECENTLY WITH ARGENTINA, VONAU SAID THAT ALTHOUGH THESE AGREEMENTS CONTAIN GUARANTEES REGARDING MINIMUM PROFIT REPATRIATION AND WORK CONDITIONS FOR POLISH EMPLOYEES, THESE ARE MERELY BILATERAL ASSURANCES WHICH COULD BECOME INVALID "TOMORROW" IF LDC GOVERNMENT SHOULD CHANGE A, HE NOTED, THEY FREQUENTLY DO. THEREFORE, CONFIDENTIAL

CONFIDENTIAL

PAGE 03 WARSAW 03052 310741Z

POLAND WANTS TO HAVE SUCH GUARANTEES INCORPORATED IN INTERNATIONAL LAW DRAWN UP BY LOS CONFERENCE.

6. COMMENT: NEW POLISH POSITION MAY WELL BE RELATED TO SHIFT IN SOVIET POSITION NOTED IN REF B. END COMMENT.

7. VONAU SAID THAT HE VIEW CARACAS MEETING AS ANOTHER

PREPARATORY MEETING BECAUSE PRELIMINARY WORK IS NOT YET SUFFICIENTLY ADVANCED. EMBOFFS INFORMED HIS MTHAT US EXPECTS TO SEE SUBSTANTIAL PROGRESS AT CARACAS AND THAT INTERNAL PRESSURES ARE BUILDING UP IN US FOR UNILATERAL ACTION TO ESTABLISH ECONOMIC SEA.

8. VONAU SAID HE RECENTLY TRAVELED TO PERU FOR DISCUSSION OF POLISH-PERUVIAN BILATERAL FISHING AGREEMENT. HE HAD IMPRESSION THAT PERUVIANS NOW ARE EMBARRASSED BY EXTREMIST POSITION ON FISHING RIGHTS AND WOULD BE HAPPY TO REPLACE PRESENT ARRANGEMENT WITH MUCH SMALLER TERRITORIAL SEA AS LONG AS PREFERENTIAL FISHING RIGHTS IN LARGER AREA ARE RECOGNIZED AND PROTECTED. HE THOUGH POLISH POSITION OUTLINED PARAS 3 AND 4 ABOVE MIGHT BE ACCEPTABLE TO PERUVIANS.

9. HE TOLD EMBOFFS THAT POLISH DELEGATION TO CARACAS WILL BE LED BY VICE MINISTER OF FOREIGN AFFAIRS STANISLAW TREPCZYNSKI. DEPUTY WILL BE VICE MINISTER OF FOREIGN TRADE AND MARITIME ECONOMY ROMUALD PIETRASZEK. ALSO INCLUDED WILL BE POLISH AMBASSADOR TO VENEZUELA; VONAU; JAN WITEK, DIRECTOR OF LEGAL AND TREATIES DEPARTMENT, MINISTRY OF FOREIGN AFFAIRS; AND OLSZOWKA AND LOKASZEK, WHO ARE ASSISTANTS TO WITEK AND SPECIALISTS ON INTERNATIONAL LAW. DELEGATION WILL ALSO INCLUDE FOUR SPECIALISTS FROM POLISH UNIVERSITIES; SYMONIDES OF TORUN UNIVERSITY, WHO IS ALSO DIRECTOR OF POLISH INSTITUTE FOR FOREIGN AFFAIRS AND SPECIALIST ON INTERNATIONAL LAW; GORALCZEK, SCIENTIST FROM WARSAW UNIVERSITY; STRABOZYNSKI, SCIENTIST FROM GDANSK UNIVERSITY; KACZYNSKI, ECONOMIST FROM SEA FISHERIES INSTITUTE, GDANIA. AVAILABLE BIOS BEING FURNISHED.

10. ACTION REQUESTED: EMBASSY WOULD LIKE TO RECEIVE CONFIDENTIAL

CONFIDENTIAL

PAGE 04 WARSAW 03052 310741Z

NAMES AND BIOS OF PRINCIPAL MEMBERS OF US DELEGATION TO CARACAS MEETING.
DAVIES

CONFIDENTIAL

NNN

*** Current Handling Restrictions *** n/a

*** Current Classification *** CONFIDENTIAL

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: FISHERIES, LAW OF THE SEA
Control Number: n/a
Copy: SINGLE
Draft Date: 31 MAY 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: boyleja
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974WARSAW03052
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: n/a
Film Number: D740137-0593
From: WARSAW
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740584/aaaagzuu.tel
Line Count: 162
Locator: TEXT ON MICROFILM, TEXT ON-LINE
Office: ACTION DLOS
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 74 WARSAW A-144, 74 STATE A-3753
Review Action: RELEASED, APPROVED
Review Authority: boyleja
Review Comment: n/a
Review Content Flags:
Review Date: 16 APR 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <16 APR 2002 by kelleyw0>; APPROVED <24-Sep-2002 by boyleja>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> jms 971024
Subject: LOS: NEW POLISH POSITION ON FISHERIES
TAGS: EFIS, PBOR, PL
To: STATE INFO CARACAS
COPENHAGEN
LIMA
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005